

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BRIAN DRAKE
Plaintiff(s)

v.

CIVIL ACTION NO. 04-11426-MEL

UBS FINANCIAL SERVICES
Defendant(s)

**REPORT RE: REFERENCE FOR
ALTERNATIVE DISPUTE RESOLUTION**

TO JUDGE LASKER

[] The above entitled case was reported settled after referral to the ADR Program, but prior to ADR.

[X] On July 27, 2005, I held the following ADR proceeding:

<u> </u> SCREENING CONFERENCE	<u> </u> EARLY NEUTRAL EVALUATION
<u> X </u> CONTINUED MEDIATION	<u> </u> SUMMARY BENCH / JURY TRIAL
<u> </u> MINI-TRIAL	<u> </u> SETTLEMENT CONFERENCE

All parties were represented by counsel [except]

The parties were / were not present in person or by authorized corporate officer [except].

The case was:

[X] Settled. Your clerk should enter a 60 day order of dismissal.

[] There was progress. A further conference has been scheduled for unless the case is reported settled prior to that date.

[] Further efforts to settle this case at this time are, in my judgment, unlikely to be productive. This case should be restored to your trial list.

[] Suggested strategy to facilitate settlement:

[]

July 27, 2005
DATE

 /s/ Marianne B. Bowler
ADR Provider
MARIANNE B. BOWLER, U.S.M.J.